

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

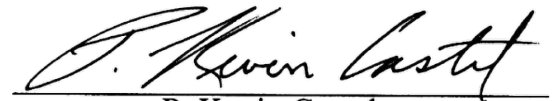
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NIGHTENGALE GITTENS, Kathyanne

Plaintiff,

- against -

Motion granted and the action is dismissed with
prejudice and without costs. All motions are terminated.
SO ORDERED.

Dated: 3/31/2022



P. Kevin Castel
United States District Judge
22-cv-00219

Civ. No. _____

**ANTONY BLINKEN, The United States Secretary
Of State; LINDA S. TAGLIALATELA, Ambassador;
DAVID SCHNIER, Deputy Chief of Mission;
RAFAEL PEREZ, Consul General; JAMES
CODDINGTON, General Services Officer;**

Defendant.

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MOTION TO VOLUNTARILY DISMISS

1. Undersigned counsel moves to dismiss the mandamus action in the above-captioned matter.
2. On January 10, 2022, Plaintiff filed a mandamus action to compel the Department of State to accept the filing of Plaintiff's I-360, Petition for Amerasian, Widow(er), or Special Immigrant.
3. On March 2, 2022, the U.S. Department of Homeland Security "USCIS" reopened and approved the plaintiff's I-130 and converted the petition to an approved form I-360. In light of this circumstance, Plaintiff seeks to voluntarily dismiss the mandamus action in the above-captioned matter pursuant to Fed R. Civ. P. 41(a)(2) with prejudice and without

costs or attorney's fees to any party.

Dated: New York, New York
March 23, 2022

Respectfully submitted,

By: /s/Eileen Collins Bretz
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cc: ECF,
AUSA Jessica Rosenbaum